

March 6, 1981

LB 174

SPEAKER MARVEL: The Chair recognizes Senator Fenger.

SENATOR FENGER: Thank you, Mr. Speaker, members of the body, LB 174 with the emergency clause eliminates four antiquated statutes. Number one, it eliminates the necessity for the sheriffs in the county to whitewash jail cell walls. Number two, it eliminates the necessity for the sheriff to dip sheep. It is my understanding, Senator Kremer, that if you get in trouble with your sheep in the future, the Agriculture Department already has the facilities to take care of that. The third thing it does, it strikes language which makes the sheriff subject to removal from office for not retrieving driver's registration, and number four, it also removes the requirement which requires the posting of jail rules in the facility. You have on your desk a small sheet that I had passed out this morning that does show or gives one little example at least of the serious ramifications of having antiquated statutes on the books. These four, I submit to you, should be removed with the enactment of LB 174 with the emergency clause and I would urge this body to adopt this piece. Thank you.

SPEAKER MARVEL: The Chair recognizes Senator Vard Johnson.

CLERK: Mr. President, Senator Johnson moves to amend the bill by restoring the stricken language found on lines 26 and 27 on page 3 and lines 1 and 2 on page 4.

SENATOR V. JOHNSON: Mr. Speaker and members of the body, Senator Fenger is absolutely correct when he says his bill deals with obsolete language with one misstatement and that is that one piece of this bill that I am attempting to put back in is not obsolete because it was only passed last year but I would think that some of the county sheriffs probably would like for it to be obsolete. As you may recall, as you may recall, you and I have had to deal with the financial responsibility section of our insurance laws and our motor vehicle laws and what those sections say, very simply, is that you need to have liability insurance to operate your automobile, but if you don't have it, sobeit, but if you have an automobile accident, then you need to show the world that you had liability insurance or that you could satisfy the damages that you have caused as a result of the accident, and if you can't do that, then your license is to be taken away. Well, one of the things that you and I have discovered over the years is that though the Department of Motor Vehicles duly notes everybody's license who has to be removed, nobody ever goes and takes it away. Now we have had a statute on our books for a long time which is stated simply that local law enforcement officials are to